



EXPRESS MAIL NO. EV 739992408US
Docket No.: A-68359-1/RMA (475852-7)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor: **Moloney et al.**

Appln. No.: **10/027,935**

Filing Date: **December 21, 2001**

Title:

**APPARATUS AND METHOD
FOR CHEMICAL-
MECHANICAL POLISHING
(CMP) HEAD HAVING DIRECT
PNEUMATIC WAFER
POLISHING PRESSURE**

Examiner: **Eley, Timothy V**

Group Art Unit: **3724**

Confirmation No.: **5140**

Date: **January 31, 2006**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO REVIVE PATENT APPLICATION — FAILURE TO PAY ISSUE FEE
UNINTENTIONAL (37 CFR §1.137(b) and 1.316)**

Sir:

Applicant hereby petitions for the revival of the above-identified patent application for the purpose of advancing the application to issue and to establish/maintain co-pendency to file a Divisional Application claiming the benefit of priority to the above captioned patent application.

1. The undersigned has reviewed his/her records and noted that the issue fee for this application was not timely paid.
2. This petition is being filed within 1 year of the date of abandonment.
3. The delay in payment of the issue fee was unintentional. The entire delay in response from the due date of the issue fee until the filing of this petition was unintentional.
37 CFR 1.37(b)(3)
4. The issue fee:

☐ has been paid
☒ is paid herewith—fee \$1,400.00.

02/03/2006 HDEMESS2 00000006 10027935
04 FC:1453 1500.00 0P
5. The publication fee:

☐ has been paid.
☒ is paid herewith—fee \$300.00.

6. Petition fee (35 USC 41(a)(7) and 37 CFR 1.17(m)):
- ☐ Small business entity—fee \$750.00
- ☐ A verified statement is attached.
- ☐ Small entity status was claimed in the subject application.
- ☒ Other than small entity—fee \$1,500.00.
7. Payment of fee:
- ☒ Enclosed please find a check in the amount of \$1,500.00 for the Petition fee for unintentional failure to pay issue fee and a check in the amount of \$1,709.00 for the Issue fee, Publication fee and Advanced Copies (3).
- ☒ Charge Deposit Account 50-2319 for any additional fee(s) required (Our Order No. A-68359-1/RMA (475852-7)).
- ☐ Charge Deposit Account 50-2319 the sum of \$ _____. A duplicate of this petition is attached.
8. Filing of Divisional Application. Applicant is also filing this Petition to revive the application so that a co-pending Divisional patent application may be filed claiming the benefit of this application's and its patents application's filing priority dates.
- ☒ Enclosed please find a Divisional patent application, including the application transmittal, declaration, and return postcard.
- ☒ Enclosed please find a check in the amount of \$1,400.00 for the filing, search, examination and excess claims fees for the Divisional patent application.
- ☒ Charge Deposit Account 50-2319 for any additional fee(s) required (Our Order No. A-68359-2/RMA (475852-7)).
9. ☐ Charge Deposit Account 50-2319 the sum of \$ _____. A duplicate of this petition is attached.
10. This utility application was filed on or after June 8, 1995 and no terminal disclaimer is required.
11. Enclosed is a copy of completed form PTOL-85, Part-B.

Respectfully submitted,

DORSEY & WHITNEY LLP

By: 

R. Michael Ananian
Reg. No. 35,050

Date: January 31, 2006

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